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Kelly L. McDow-Dunham 43,787
Name of Attorney or Agent Registration No.
Kelly L. McDow-Dunham
Signature of Attorney or Agent

#14
P&G Case 8491

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
David Kee Yang, et al. :
Serial No. 09/821,376 : Examiner: Unknown
Confirmation No. 3463 : Group Art Unit: 1761
Filed March 29, 2001 :
For: LOW GLYCEMIC RESPONSE COMPOSITIONS

COMPLETION OF FILING REQUIREMENTS

Box Missing Parts

Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

[X] This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed May 25, 2001. A copy of the Notice to File Missing Parts of Application-Filing Date Granted (Form PTO-1533) is enclosed.

[X] No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

[] The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

[] This replies to the Notice to File Corrected Application Papers mailed _____. A copy of the Notice to File Corrected Application Papers is enclosed. To complete the informalities noted on the Notice to File Corrected Application Papers, applicant submits herewith:

[] New drawings complying with the size requirements (in compliance with 37 CFR §1.84);

[] Drawings of sufficient quality to readily use the patent application publication as a prior art document;

[] Specification of sufficient quality for optical character recognition (OCR) conversion of image to text;

[] Title and/or Abstract in compliance with 37 C.F.R. §1.72;

[] Sequence listings in compliance with 37 C.F.R. §1.821 *et seq.*

[] Other (please specify). _____

[X] The Commissioner is hereby authorized to charge payment of the surcharge set forth in 37 CFR §1.16(e) to Deposit Account No. 16-2480. The Commissioner is also hereby authorized to charge payment of any patent application processing fees under 37 C.F.R. §§1.16 and 1.17 associated with this communication or credit any over-payment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.

[] The Commissioner is also hereby petitioned under 37 C.F.R. 1.136(a) to grant any extension of time needed for timely response to the Notice to File Missing Parts to preserve the pendency of the above-identified application. The processing fee under 37 C.F.R. §1.136(a) is as follows:

- [] \$110.00 for one-month extension of time;
- [] \$390.00 for two-month extension of time;
- [] \$890.00 for three-month extension of time.

The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Respectfully submitted,

By Kelly L. McDow-Dunham
Kelly L. McDow-Dunham
Attorney for Applicants
Registration No. 43,787
(513) 634-0102

June 1, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/821,376 | 03/29/2001 | David Kee Yang | 8491 |

CONFIRMATION NO. 3463

FORMALITIES LETTER



OC000000006118843

Kelly L. McDow-Dunham
The Procter & Gamble Co.
6071 Center Hill Avenue
Cincinnati, OH 45224

Date Mailed: 05/25/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/05/2001 BSAYAS11 00000061 162480 09821376

01 FC:105 130.00 CH

#3

PTO/SB/17 (10/00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

Complete if Known

| | |
|----------------------|----------------|
| Application Number | 09/821,376 |
| Confirmation Number | 3463 |
| Filing Date | March 29, 2001 |
| First Named Inventor | David Kee Yang |
| Examiner Name | Unknown |
| Group/Art Unit | 1761 |
| Attorney Docket No.. | 8491 |

TOTAL AMOUNT OF PAYMENT (\$) 130.00**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number **16-2480**Deposit Account Name **The Procter & Gamble Company**

- ☒ Charge Any Additional Fee Required Under status. See 37 CFR §127
37 C.F.R. §§1.16 and 1.17

FEE CALCULATION**1. BASIC FILING FEE - Large Entity**

| Code (\$) | Fee Description | Fee Paid |
|-----------|------------------------|--------------------------|
| 101 710 | Utility filing fee | <input type="checkbox"/> |
| 106 320 | Design filing fee | <input type="checkbox"/> |
| 107 490 | Plant filing fee | <input type="checkbox"/> |
| 108 710 | Reissue filing fee | <input type="checkbox"/> |
| 114 150 | Provisional filing fee | <input type="checkbox"/> |

SUBTOTAL (1) (\$) ☐**2. EXTRA CLAIM FEES - Large Entity**

| | Extra Claims | Below Fee | Fee Paid |
|------------------------------------------------------------------------------------------------------------------------------------|-----------------|--------------|-------------|
| Total Claims <input type="checkbox"/> - 20** = <input type="checkbox"/> x <input type="checkbox"/> = <input type="checkbox"/> | | | |
| Independent Claims <input type="checkbox"/> - 3** = <input type="checkbox"/> x <input type="checkbox"/> = <input type="checkbox"/> | | | |
| Multiple Dependent <input type="checkbox"/> = <input type="checkbox"/> | | | |

** or number previously paid, if greater; For Reissues, see below

| Code (\$) | Fee Description |
|-----------|---------------------------------------------------------|
| 103 18 | Claims in excess of 20 |
| 102 80 | Independent claims in excess of 3 |
| 104 270 | Multiple dependent claim, if not paid |
| 109 80 | **Reissue independent claims over original patent |
| 110 18 | **Reissue claims in excess of 20 & over original patent |

SUBTOTAL (2) (\$) ☐**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

| Code (\$) | Fee Description | Fee Paid |
|------------|-----------------------------------------------------------------|-------------------------------------|
| 105 130 | Surcharge-late filing fee or oath | <input checked="" type="checkbox"/> |
| 127 50 | Surcharge-late provisional filing fee or cover sheet | <input type="checkbox"/> |
| 139 130 | Non-English specification | <input type="checkbox"/> |
| 147 2,520 | For filing a request for <i>ex parte</i> reexamination | <input type="checkbox"/> |
| 112 920* | Requesting publication of SIR prior to Examiner's action | <input type="checkbox"/> |
| 113 1,840* | Requesting publication of SIR after Examiner's action | <input type="checkbox"/> |
| 115 110 | Extension for reply within 1 st month | <input type="checkbox"/> |
| 116 390 | Extension for reply within 2 nd month | <input type="checkbox"/> |
| 117 890 | Extension for reply within 3 rd month | <input type="checkbox"/> |
| 118 1,390 | Extension for reply within 4 th month | <input type="checkbox"/> |
| 128 1,890 | Extension for reply within 5 th month | <input type="checkbox"/> |
| 119 310 | Notice of Appeal | <input type="checkbox"/> |
| 120 310 | Filing a brief in support of an appeal | <input type="checkbox"/> |
| 121 270 | Request for oral hearing | <input type="checkbox"/> |
| 138 1,510 | Petition to institute a public use proceeding | <input type="checkbox"/> |
| 140 110 | Petition to revive - unavoidable | <input type="checkbox"/> |
| 141 1,240 | Petition to revive - unintentional | <input type="checkbox"/> |
| 142 1,240 | Utility issue fee (or reissue) | <input type="checkbox"/> |
| 143 440 | Design issue fee | <input type="checkbox"/> |
| 144 600 | Plant issue fee | <input type="checkbox"/> |
| 122 130 | Petitions to the Commissioner | <input type="checkbox"/> |
| 123 50 | Petitions related to provisional applications | <input type="checkbox"/> |
| 126 180 | Submission of Information Disclosure Statement | <input type="checkbox"/> |
| 146 710 | Filing a submission after final rejection (37 CFR § 1.129(a)) | <input type="checkbox"/> |
| 149 710 | For each additional invention to be examined (37 CFR §1.129(b)) | <input type="checkbox"/> |
| 179 710 | Request for Continued Examination (RCE) | <input type="checkbox"/> |
| 169 710 | Request for expedited examination of a design application | <input type="checkbox"/> |
| | Other fee (specify) _____ | <input type="checkbox"/> |
| | Other fee (specify) _____ | <input type="checkbox"/> |

* Reduced by Basic Filing Fee Paid **SUBTOTAL(3) (\$)** [130]**SUBMITTED BY**

Name (Print/Type)

Kelly L. McDow-Dunham

Registration No.
(Attorney/Agent)

43,787

Complete (if applicable)

Telephone

(513) 634-0102

Signature

Kelly L. McDow-Dunham

Date

June 1, 2001

WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, D.C. 20231.